

**BLAKELY  
SOKOLOFF  
TAYLOR &  
ZAFMAN**A LIMITED LIABILITY  
PARTNERSHIP INCLUDING  
LAW CORPORATIONS1279 OAKMEAD PARKWAY  
SUNNYVALE, CALIFORNIA 94085  
(408) 720-8300 (Telephone)  
(408) 720-8383 (Facsimile)RECEIVED  
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Fax Number: 703-746-7239  
From: John P. Ward Operator: Anne Collette  
Date: July 9, 2004  
App. No.: 10/041,013  
No. of pages: 12 (Including cover sheet)  
Client/Matter: 42P12491 Docket Date: N/A Atty: APS

Dear Examiner:

Please find the following document(s) attached:

- 1) Transmittal Form (1 page)
- 2) Preliminary Amendment (10 pages)

Thank you.

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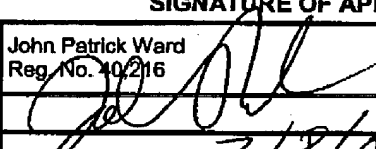
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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/041,013	
	Filing Date	December 28, 2001	
	First Named Inventor	James S. Burns	
	Art Unit	2115	
	Examiner Name	Thomas C. Lee	
Total Number of Pages in This Submission	10	Attorney Docket Number	42P12491

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> Preliminary <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	John Patrick Ward Reg. No. 40216	
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Date	7/8/04	

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

James S. Burns et al.

Application No.: 10/041,013

Filed: December 28, 2001

For: MULTIPLE MODE POWER  
THROTTLE MECHANISM

Examiner: Thomas C. Lee

Art Unit: 2115

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450PRELIMINARY AMENDMENT

Prior to examination of the above-referenced application on the merits, it is respectfully requested that the following amendments be entered.

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By: <u>Anne Collette</u> Anne Collette	Date: <u>7/9/04</u>